

MONTANA LEGISLATIVE HISTORY

Chapter 47 19 99

Bill H 319 S _____ Original bill & history ✓ C

H. Committee on	<u>Human Services</u>	S. Committee on	<u>Public Health</u>
Hearing Date(s)	<u>1-22</u> ✓ C	Hearing Date(s)	<u>2-10</u> ✓ C
	_____ C		_____ C
	_____ C		_____ C
	_____ C		_____ C
Date Out	_____ C		

Did this bill originate in an interim committee? ____ Yes ____ No

Committee _____

Report _____

LEGISLATIVE HISTORIES

The 1997 Montana Legislature dramatically changed the nature of legislative minutes. This altered format continues with the 1999 legislative minutes. The minutes from House committees are extremely sparse in content, offering no substantive information from which to glean legislative intent. The Senate committees' minutes are fuller in content.

Exhibits, which include written statements, attendant information, roll call votes, roll call attendance, a list of those from the public who were present, and specific action taken on legislative bills, will be available only through the Historical Society Archives, 444-4774, and from a CD-ROM produced by the Legislative Services Division, 444-3064.

Just as in the 1997 legislative session, the 1999 House and Senate committee hearings were recorded. For information on accessing the tapes, or purchasing them, contact the Archives, 444-4774.

If you have concerns over the format of these legislative minutes, it is suggested that you contact your state legislators.

HB 317 Introduced by Raney, et al.

LC0421 Drafter: Sternberg

Establish the Recreational Parks System;...

11/02 Fiscal Note Needed
 1/18 Introduced and 1st Reading
 1/18 Referred to Fish, Wildlife, and Parks
 1/18 Fiscal Note Requested
 1/23 Fiscal Note Received
 1/26 Fiscal Note Printed
 1/28 Hearing
 2/11 Tabled in Committee
 3/01 Missed Deadline for General Bill Transmittal

HB 318 Introduced by Walters, et al.

LC1336 Drafter: McClure

Provide an Individual Tax Credit of \$1,200 for Qualifying Elementary and Secondary Expenses Paid by an Individual for a Dependent Minor;...

1/18 Introduced and 1st Reading
 1/18 Referred to Taxation
 1/18 Fiscal Note Requested
 1/27 Fiscal Note Received
 1/27 Fiscal Note Printed
 1/28 Hearing
 2/04 Tabled in Committee
 3/31 Missed Deadline for Revenue Bill Transmittal

HB 319 Introduced by Dale, et al.

LC1280 Drafter: Fox

Extend Authority to Jointly Create City-County Boards of Health to All Classes of Cities;...

1/18	Introduced and 1st Reading		
1/18	Referred to Human Services		
1/22	Hearing		
1/25	Committee Executive Action--Bill Passed	18	0
1/25	Committee Report--Bill Passed		
1/28	2nd Reading Passed	95	4
1/29	3rd Reading Passed	93	3

	Transmitted to Senate		
1/30	Referred to Public Health, Welfare and Safety		
2/10	Hearing		
2/12	Committee Executive Action--Bill Concurred	9	0
2/12	Committee Report--Bill Concurred		
3/01	2nd Reading Concurred	46	0
3/02	3rd Reading Concurred	48	0

Returned to House
 3/02 Sent to Enrolling
 3/03 Returned from Enrolling
 3/04 Signed by Speaker
 3/05 Signed by President
 3/05 Transmitted to Governor
 3/08 Signed by Governor

3/09 Chapter Number Assigned
Chapter Number 47
Effective Date: 10/01/1999 - All Sections

HB 320 Introduced by Ewer, et al. *LC0690 Drafter: Petesch*

Revise Bond Laws to Clarify the Nature of Revenue Bonds;...

1/19	Introduced and 1st Reading --		
1/19	Referred to Business and Labor		
1/19	Fiscal Note Requested		
1/25	Fiscal Note Received		
1/26	Fiscal Note Signed		
1/26	Fiscal Note Printed		
1/26	Hearing		
1/28	Committee Executive Action--Bill Passed	18	0
1/29	Committee Report--Bill Passed		
2/01	2nd Reading Passed	96	3
2/02	3rd Reading Passed	96	3
	Transmitted to Senate		
2/03	Referred to Local Government		
3/11	Hearing		
3/12	Tabled in Committee		
	Died in Standing Committee		

HB 321 Introduced by Fuchs, et al. *LC0744 Drafter: Fox*

Require the Department of Commerce to Inspect Elevators, Escalators, Dumbwaiters, Including Dumbwaiters with Automatic Transfer Devices, Moving Walks, Material Lifts, Wheelchair Lifts, and Stairway Chairlifts to Ensure Compliance with the State Building Code;...

1/19	Introduced and 1st Reading		
1/19	Referred to Business and Labor		
1/19	Fiscal Note Requested		
1/22	Fiscal Note Received		
1/22	Fiscal Note Signed		
1/22	Fiscal Note Printed		
1/25	Hearing		
1/26	Committee Executive Action--Bill Passed	18	0
1/27	Committee Report--Bill Passed		
2/01	2nd Reading Passed	75	23
2/02	3rd Reading Passed	75	22
	Transmitted to Senate		
2/03	Referred to Business and Industry		
3/26	Hearing		
3/26	Committee Executive Action--Bill Concurred	7	0
3/26	Committee Report--Bill Concurred		
3/27	2nd Reading Concurred	29	16
3/29	Taken from 3rd Reading; Placed on 2nd Reading		
3/29	2nd Reading Concurred as Amended	28	19
3/30	3rd Reading Concurred	29	21
	Returned to House with Amendments		
4/13	2nd Reading Senate Amendments Concurred	94	6
4/14	3rd Reading Passed as Amended by Senate	81	17

H BILL NO. 319

INTRODUCED BY

(Primary Sponsor)

A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING AUTHORITY TO JOINTLY CREATE CITY-COUNTY
BOARDS OF HEALTH TO ALL CLASSES OF CITIES; AND AMENDING SECTION 50-2-106, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 50-2-106, MCA, is amended to read:

"50-2-106. City-county boards of health. (1) By mutual agreement between the county
commissioners and the governing body of the city or cities, the county and a ~~first or second class~~ city
or cities may form a city-county board of health.

(2) A city-county board of health consists of:

(a) one person appointed by the county commissioners who serves at their pleasure;

(b) one person appointed by the governing body of each city that participates in the city-county
board who serves at the pleasure of the appointing governing body;

(c) additional members appointed by the county commissioners and governing body or bodies of
the city or cities participating in the city-county board as mutually agreed upon who serve at the pleasure
of the appointing commissioners or governing body.

(3) The board ~~shall~~ must be composed of at least five persons. Terms of appointed members ~~shall~~
must be staggered and ~~shall~~ must be for 3 years each.

(4) By mutual agreement between the county commissioners and the governing body of the city
or cities, they shall establish the staggered order of terms and all regulations necessary to establish and
maintain the board."

- END -

INDEX TO BILLS IN COMMITTEE

June 30, 1999

- Committee: (H) Human Services -

01:10 PM

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- HB 313** SPONSOR: Raney, Bob SHORT TITLE: Creat the child support assurance program
REFERRED ON: 01/19/1999 HEARD ON: 02/03/1999
EXECUTIVE ACTION: 02/13/1999 Bill Passed as Amended -- VOTE: 16 - 0
FINAL DISPOSITION 04/22/1999 (S) Died in Standing Committee
-
- HB 319** SPONSOR: Dale, Rick SHORT TITLE: Extend authority to create city-county boards of health
REFERRED ON: 01/18/1999 HEARD ON: 01/22/1999
EXECUTIVE ACTION: 01/25/1999 Bill Passed -- VOTE: 18 - 0
FINAL DISPOSITION 03/09/1999 Chapter Number Assigned
-
- HB 384** SPONSOR: Smith, Frank SHORT TITLE: Patient billing information from health care providers
REFERRED ON: 01/25/1999 HEARD ON: 01/29/1999
TABLED ON: 02/05/1999
FINAL DISPOSITION 03/01/1999 (H) Missed Deadline for General Bill Transmittal
-
- HB 399** SPONSOR: Guggenheim, Mary Anne SHORT TITLE: Revise regulation of telemedicine
REFERRED ON: 01/27/1999 HEARD ON: 02/03/1999
EXECUTIVE ACTION: 02/09/1999 Bill Passed as Amended -- VOTE: 10 - 8
FINAL DISPOSITION 04/22/1999 Chapter Number Assigned
-
- HB 415** SPONSOR: Jackson, Verdell SHORT TITLE: Medical or religious exemption from immunization requirements
REFERRED ON: 01/28/1999 HEARD ON: 02/12/1999
TABLED ON: 02/15/1999
FINAL DISPOSITION 03/01/1999 (H) Missed Deadline for General Bill Transmittal
-
- HB 452** SPONSOR: Harper, Hal SHORT TITLE: Study effects on Montana of 1950s and 60s release of radiation from NV testing
REFERRED ON: 02/01/1999 HEARD ON: 02/12/1999
TABLED ON: 02/15/1999
FINAL DISPOSITION 03/01/1999 (H) Missed Deadline for General Bill Transmittal
-
- HB 454** SPONSOR: Soft, Loren SHORT TITLE: Voluntary donation on vehicle registration for organ donor and tissue awareness
REFERRED ON: 02/04/1999 HEARD ON: 02/10/1999
EXECUTIVE ACTION: 02/13/1999 Bill Passed as Amended -- VOTE: 16 - 0
FINAL DISPOSITION 03/19/1999 Chapter Number Assigned
-

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES

Call to Order: By CHAIRMAN LOREN SOFT, on January 22, 1999 at
3:00 P.M., in Room 104 Capitol.

ROLL CALL

Members Present:

Rep. Loren Soft, Chairman (R)
Rep. Roy Brown, Vice Chairman (R)
Rep. Carolyn Squires, Vice Chairman (D)
Rep. Edith Clark (R)
Rep. Bob Davies (R)
Rep. Tom Dell (D)
Rep. Mary Anne Guggenheim (D)
Rep. Chase Hibbard (R)
Rep. Verdell Jackson (R)
Rep. Billie Krenzler (D)
Rep. Ralph Lenhart (D)
Rep. Brad Molnar (R)
Rep. Trudi Schmidt (D)
Rep. Jim Shockley (R)
Rep. Bruce Simon (R)
Rep. Bill Thomas (R)
Rep. Carol Williams (D)

Members Excused: Rep. Chris Ahner (R)

Members Absent: None.

Staff Present: David Niss, Legislative Branch
Jaelene Racicot, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 62, HB 319, SB 30, & SB 76
Executive Action: SB 62 17-0 Be Concurred In
HB 319 17-0 Do Pass

Questions from Committee Members and Responses: {Tape : 2; Side : A; Approx. Tape Counter : 155 - 349}

Closing By Sponsor: SEN. BECK closed. {Tape : 2; Side : A; Approx. Tape Counter : 349 - 389}

REP. MOLNAR made some comments about the issues facing the committee. {Tape : 2; Side : A; Approx. Tape Counter : 389 - 418}

HEARING ON HB 319

Opening Statement by Sponsor: REP. RICK DALE, HD 39, introduced the bill. {Tape : 2; Side : A; Approx. Tape Counter : 418 - 468}

Proponents' Testimony: Mike Murray, Lewis and Clark County Commissioner. {Tape : 2; Side : A; Approx. Tape Counter : 468 - 482}

Glenna Obies, Jefferson County Commissioner. {Tape : 2; Side : A; Approx. Tape Counter : 482 - 504}

Garth Haugland, Beaverhead County Commissioner. {Tape : 2; Side : A; Approx. Tape Counter : 504 - 515} Mr. Haugland's testimony continued through to {Tape : 2; Side : B; Approx. Tape Counter : 0 - 3}

Opponents' Testimony: None

Questions from Committee Members and Responses:
{Tape : 2; Side : B; Approx. Tape Counter : 3 - 29}

Closing By Sponsor:
REP. DALE closed. {Tape : 2; Side : B; Approx. Tape Counter : 29 - 38}

REP. SIMON asked Mr. Niss about changing the language from shall to must. {Tape : 2; Side : B; Approx. Tape Counter : 38 - 76}

REP. GUGGENHEIM commented on the amendment to HB 266. {Tape : 2; Side : B; Approx. Tape Counter : 76 - 151}

EXECUTIVE ACTION ON SB 62

Motion/Vote: REP. BROWN moved that SB 62 BE CONCURRED IN. Motion carried 17-0. No proxy was received by REP. AHNER. REP. SIMON would carry the bill on the House floor. {Tape : 2; Side : B; Approx. Tape Counter : 151 - 159}

EXECUTIVE ACTION ON HB 319

Motion/Vote: REP. GUGGENHEIM moved that HB 319 DO PASS. Motion carried 17-0. No proxy was received by REP. AHNER. {Tape : 2; Side : B; Approx. Tape Counter : 159 - 164}

INDEX TO BILLS IN COMMITTEE

June 30, 1999

- Committee: (S) Public Health, Welfare and Safety -

05:03 PM

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- HB 275** SPONSOR: Barnhart, Beverly SHORT TITLE: Establish statewide & community long-term planning for the aging population
REFERRED ON: 02/22/1999 HEARD ON: 03/10/1999
EXECUTIVE ACTION: 03/13/1999 Bill Concurred as Amended -- VOTE: 8 - 0
FINAL DISPOSITION 04/23/1999 Chapter Number Assigned
-
- HB 319** SPONSOR: Dale, Rick SHORT TITLE: Extend authority to create city-county boards of health
REFERRED ON: 01/30/1999 HEARD ON: 02/10/1999
EXECUTIVE ACTION: 02/12/1999 Bill Concurred -- VOTE: 9 - 0
FINAL DISPOSITION 03/09/1999 Chapter Number Assigned
-
- HB 399** SPONSOR: Guggenheim, Mary Anne SHORT TITLE: Revise regulation of telemedicine
REFERRED ON: 02/23/1999 HEARD ON: 03/10/1999
EXECUTIVE ACTION: 03/16/1999 Bill Concurred -- VOTE: 7 - 2
FINAL DISPOSITION 04/22/1999 Chapter Number Assigned
-
- HB 430** SPONSOR: Squires, Carolyn SHORT TITLE: Allow worker to choose initial physician even if preferred provider org in place
REFERRED ON: 02/23/1999 HEARD ON: 03/15/1999
EXECUTIVE ACTION: 03/16/1999 Bill Concurred as Amended -- VOTE: 8 - 0
FINAL DISPOSITION 04/27/1999 Chapter Number Assigned
-
- HB 551** SPONSOR: Cobb, John SHORT TITLE: State funding assistance for tribal TANF programs
REFERRED ON: 02/22/1999 HEARD ON: 03/08/1999
EXECUTIVE ACTION: 03/15/1999 Bill Concurred as Amended -- VOTE: 8 - 0
FINAL DISPOSITION 04/29/1999 Chapter Number Assigned
-
- HB 580** SPONSOR: Schmidt, Trudi SHORT TITLE: Create review team for health care complaints by county detention center inmates
REFERRED ON: 02/22/1999 HEARD ON: 03/10/1999
EXECUTIVE ACTION: 03/16/1999 Bill Concurred as Amended -- VOTE: 10 - 0
FINAL DISPOSITION 04/22/1999 Chapter Number Assigned
-
- HB 583** SPONSOR: Thomas, Bill SHORT TITLE: Provide leave for state employee disaster and emergency work
REFERRED ON: 02/22/1999 HEARD ON: 03/05/1999
EXECUTIVE ACTION: 03/13/1999 Bill Concurred -- VOTE: 7 - 1
FINAL DISPOSITION 04/06/1999 Chapter Number Assigned
-

MINUTES

**MONTANA SENATE
56th LEGISLATURE - REGULAR SESSION**

COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

Call to Order: By **CHAIRMAN AL BISHOP**, on February 10, 1999 at 3:35 P.M., in Room 410 Capitol.

ROLL CALL

Members Present:

Sen. Al Bishop, Chairman (R)
Sen. Fred Thomas, Vice Chairman (R)
Sen. Sue Bartlett (D)
Sen. John C. Bohlinger (R)
Sen. Chris Christiaens (D)
Sen. Bob DePratu (R)
Sen. Dorothy Eck (D)
Sen. Eve Franklin (D)
Sen. Duane Grimes (R)
Sen. Don Hargrove (R)

Members Excused: Sen. Dale Berry (R)

Members Absent: None.

Staff Present: Susan Fox, Legislative Branch
Martha McGee, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 322, HB 170, HB 319,
2/2/1999, 2/5/1999
Executive Action: HB 170, HB 319, HB 85

HEARING ON SB 322

Sponsor: SEN. MIGNON WATERMAN, SD 26, Helena

SEN. BOB DEPRATU asked about how many people the \$100,000 was able to serve. **Mr. Chappuis** said it was 170-200 people, and if an income criteria was established, the most financially needy could be served. They were looking at a spend-down, where if someone was making \$50,000 per year, and there was a lower income limit, that person could spend his or her money on expenses for dialysis. He or she would spend down the money and eventually be covered. They would be able to serve more people, but people with the highest income would be served by the program later.

SEN. DEPRATU asked how many people were in need in a year. **John Chappuis** said besides the 170-200, there were others

{Tape : 3; Side : A; Approx. Time Counter : 0}

who had neither Medicaid, Medicare or private insurance. Therefore, the number was higher than those they served.

SEN. JOHN BOHLINGER asked for the eligibility criteria in order to qualify. **Mr. Chappuis** said there was no financial criteria whatever, i.e. the statute was first come, first served. However, most people were those who did not have private insurance or were not eligible for Medicaid; therefore, they were in a lower income state and were the majority served. Another way of saying it was people were making some income, therefore they were ineligible for Medicaid but unable to afford private insurance.

SEN. CHRISTIAENS asked if the Subcommittee talked about increasing the funding. **Mr. Chappuis** said it did not happen in the Subcommittee.

Closing by Sponsor:

REP. GAY ANN MASOLO asked for a DO PASS for **HB 170**.

EXECUTIVE ACTION ON HB 170

Motion/Vote: **SEN. CHRISTIAENS** moved that **HB 170** BE CONCURRED IN. Motion carried unanimously 10-0.

HEARING ON HB 319

Sponsor: **REP. RICK DALE**, HD 39, Whitehall

Proponents: None

Opponents: None

Opening Statement by Sponsor:

REP. RICK DALE, HD 39, Whitehall, said HB 319 extended the authority of cities which were too small to be among the Class I or Class II cities. Those larger cities now had the authority to join the county in forming a health board. An example was Beaverhead County, which was a classed county; however, it had no Class I or Class II city. He stated existing law prohibited them from pooling their resources with the county to form a city-county health board.

Proponents' Testimony: None.

Opponents' Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor: None.

EXECUTIVE ACTION ON HB 319

Motion/Vote: SEN. THOMAS moved that HB 319 BE CONCURRED IN.
Motion carried unanimously 10-0.

EXECUTIVE ACTION ON HB 85

Motion: SEN. CHRISTIAENS moved that HB 85 BE CONCURRED IN.

SEN. DON HARGROVE said the last time the opposing factions were together was in Room 410, six years ago. They were unwilling to come to the table; therefore, the Committee was asked to make a decision for them. He said he could not come to a compromise from a medical standpoint, so he came to a 50-50 compromise. He explained his amendment HB008501.asf **EXHIBIT(10)** reinserted "topical."

Substitute Motion: SEN. HARGROVE moved that AMENDMENT HB008501.ASF BE CONCURRED IN.

{Tape : 3; Side : A; Approx. Time Counter : 7.3}

Discussion: